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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 WASHINGTON MUTUAL INC,

11 Plaintiff,

12 v.

13 UNITED STATES OF AMERICA,

14 Defendant.

CASE NO. C06-1550 MJP

ORDER ON MOTION TO COMPEL  
PRODUCTION OF DOCUMENTS

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16 The Court, having received and reviewed:

- 17 1. Plaintiff's Motion to Compel Production of Documents (Dkt. No. 107)  
18 2. United States' Response to Plaintiff's Motion to Compel Production of Documents  
19 (Dkt. No. 109)  
20 3. Plaintiff's Reply to United States' Response to Plaintiff's Motion to Compel  
21 Production of Documents (Dkt. No. 114)

22 and all attached declarations and exhibits, makes the following ruling:

23 IT IS ORDERED that the motion is PARTIALLY DENIED and PARTIALLY  
24 GRANTED. The Court DENIES Plaintiff's request to order the Government to immediately

1 produce the documents that Dr. Mann received or considered in *American Federal*. The  
2 Government has until March 16, 2012 to obtain a modification of the protective order; if the  
3 Government fails to do so, then the Court will GRANT Petitioner's request that the  
4 Government's expert cannot rely upon or testify about any documents which Plaintiff has been  
5 unable to examine or challenge.

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7 The clerk is ordered to provide copies of this order to all counsel.

8 Dated February \_24\_, 2012.  
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12 Marsha J. Pechman  
13 United States District Judge  
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